

03915 U.S. PTO
10/647394
08/22/03

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.53(b)

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION		PRIOR APPLICATION EXAMINER	ART UNIT
MVIS 98-09 C3	CLASS	SUBCLASS	David N. Spector	2873

Address to:

Director for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Patent Application
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR 1.53(b), of pending prior Application Number 10/286,226, filed on November 1, 2002, entitled "FREQUENCY TUNABLE RESONANT SCANNER WITH AUXILIARY ARMS."

1. Enclosed is a copy of the latest inventor-signed prior application, including a copy of the oath or declaration showing the original signature or an indication it was signed. I hereby verify that the papers are a true copy of the latest signed prior application number 10/286,226, and further that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

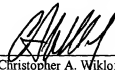
CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c))	20	-20=	0	x \$18	= \$ 0
INDEPENDENT CLAIMS (37 CFR 1.16(d))	3	-3=	0	x \$84	= \$ 0
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))				+\$280	= \$ 0
				BASIC FEE (37 CFR 1.16(a))	\$ 750
				Total of above calculations =	\$ 750
				Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).	\$ 375
				TOTAL =	\$ 375

2. ☒ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27
☐ is enclosed.
☒ was filed in prior application number 10/286,226 and such status is still proper and desired (37 CFR 1.28(a)).
3. ☒ The Director is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to Deposit Account No. 500284. A duplicate copy of this sheet is enclosed.
4. ☒ A check in the amount of \$375 is enclosed.
5. ☒ Cancel in this application original claims 1-33 of the prior application and add new claims 34-53 before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
6. ☒ The inventor(s) of the invention being claimed in this application is(are): Mark P. Helsel, David W. Wine and Clarence T. Tegreene.

7. ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.60(b), the Director is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application:
8. ☒ Amend the specification by inserting before the first line the sentence: "This application is a ☒ continuation ☐ division of application number 10/286,226, filed November 1, 2002."
9. ☐ New formal drawings are enclosed.
10. ☐ Priority of foreign application number _____, filed on _____ in _____ is claimed under 35 U.S.C. 119(a)-(d).
☐ The certified copy has been filed in prior application number _____, filed _____.
11. ☒ A preliminary amendment is enclosed.
12. ☒ The prior application is assigned of record to Microvision, Inc., 19910 North Creek Parkway, PO Box 3008, Bothell, WA 98011.
13. ☒ Also enclosed:
 Postcard
 Check
 Certificate of Express Mail
 Copy of Original Application (56 pages)
 39 Sheets of drawings (Figs. 1-43)
 Copy of Original Declaration and Power of Attorney
 Preliminary Amendment
 Information Disclosure Statement and PTO Form 1449 substitute
14. ☒ The power of attorney in the prior application is to: Clarence T. Tegreene, Reg. No. 37,951.
 a. ☒ The power of attorney appears in the original papers in the prior application.
 b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
 c. ☒ Address all future correspondence to: (May only be completed by applicant, or attorney or agent of record.)

<input type="checkbox"/> Customer Number	<div style="border: 1px solid black; width: 150px; height: 1.2em; display: inline-block;"></div>	→	<div style="border: 1px solid black; padding: 2px;">Place Customer Number Bar Code Label here</div>
<i>OR</i> <i>Type Customer Number here</i>			
<input checked="" type="checkbox"/> Firm or			
Individual Name	Clarence T. Tegreene, Esq.		
Address	Intellectual Property Counsel		
Address	Microvision, Inc.		
Address	19910 North Creek Parkway, PO Box 3008		
City	Bothell	State	WA ZIP 98011

Date 8/19/2003


 Christopher A. Wiklof, Reg. No. 43,990

- ☐ Inventor(s)
☐ Assignee of complete interest. Certification under 37 CFR 3.73(b) is enclosed.
☐ Attorney or agent of record
☐ Filed under 37 CFR 1.34(a)
 Registration number if acting under 37 CFR 1.34(a) _____

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Mark P. Helsel; David W. Wine; Clarence T. Tegreene
Filed : August 22, 2003
For : FREQUENCY TUNABLE RESONANT SCANNER WITH
AUXILIARY ARMS

Docket No. : MVIS 98-09 C3

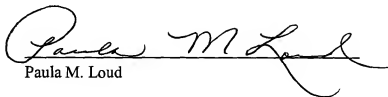
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Arlington, VA 22202

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Sir:

I hereby certify that the enclosures listed below are being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 C.F.R. § 1.10, Mailing Label Certificate No. EL 440421705US, on August 22, 2003, addressed to Director for Patents, U.S. Patent and Trademark Office, 2011 South Clark Place, Customer Window, Mail Stop Patent Application, Crystal Plaza Two, Lobby, Room 1B03, Arlington, VA 22202.

Respectfully submitted,
Microvision, Inc.


Paula M. Loud

CTT:pl

Enclosures:

Postcard
Check
Request for Continuing Application (+copy)
Copy of Original Application (56 pages)
39 Sheets of Drawings (Figures 1-43)
Copy of Original Declaration and Power of Attorney
Preliminary Amendment
Information Disclosure Statement, Form PTO-1449(substitute)